

104TH CONGRESS
1ST SESSION

H. R. 1209

To amend the Federal Water Pollution Control Act to coordinate and promote Great Lakes activities, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 1995

Mr. QUINN (for himself and Mr. LATOURETTE) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Federal Water Pollution Control Act to coordinate and promote Great Lakes activities, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Great Lakes Federal
5 Effectiveness Act”.

6 **SEC. 2. GREAT LAKES RESEARCH COUNCIL.**

7 (a) IN GENERAL.—Section 118 of the Federal Water
8 Pollution Control Act (33 U.S.C. 1268) is amended—

1 (1) in subsection (a)(3)—

2 (A) by striking subparagraph (E) and in-
3 serting the following:

4 “(E) ‘Council’ means the Great Lakes Re-
5 search Council established by subsection
6 (d)(1);”;

7 (B) in subparagraph (I), by striking “and”
8 at the end;

9 (C) in subparagraph (J), by striking the
10 period at the end and inserting “; and”; and

11 (D) by adding at the end the following:

12 “(K) ‘Great Lakes research’ means the ap-
13 plication of scientific or engineering expertise to
14 explain, understand, and predict a physical,
15 chemical, biological, or socioeconomic process,
16 or the interaction of 1 or more of the processes,
17 in the Great Lakes ecosystem.”;

18 (2) by striking subsection (d) and inserting the
19 following:

20 “(d) GREAT LAKES RESEARCH COUNCIL.—

21 “(1) ESTABLISHMENT OF COUNCIL.—There is
22 established a Great Lakes Research Council.

23 “(2) DUTIES OF COUNCIL.—The Council
24 shall—

1 “(A) advise and promote the coordination
2 of Federal Great Lakes research activities to
3 avoid unnecessary duplication and ensure great-
4 er effectiveness in achieving protection of the
5 Great Lakes ecosystem through the goals of the
6 Great Lakes Water Quality Agreement;

7 “(B) not later than 1 year after the date
8 of the enactment of this subparagraph and bi-
9 ennially thereafter, after providing opportunity
10 for public review and comment, prepare and
11 provide to interested parties a document that
12 includes—

13 “(i) an assessment of the Great Lakes
14 research activities needed to fulfill the
15 goals of the Great Lakes Water Quality
16 Agreement;

17 “(ii) an assessment of Federal exper-
18 tise and capabilities in the activities needed
19 to fulfill the goals of the Great Lakes
20 Water Quality Agreement, including an in-
21 ventory of Federal Great Lakes research
22 programs, projects, facilities, and person-
23 nel; and

24 “(iii) recommendations for long-term
25 and short-term priorities for Federal Great

1 Lakes research, based on a comparison of
2 the assessment conducted under clause (i)
3 and the assessment conducted under clause
4 (ii);

5 “(C) identify topics for and participate in
6 meetings, workshops, symposia, and conferences
7 on Great Lakes research issues;

8 “(D) make recommendations for the uni-
9 form collection of data for enhancing Great
10 Lakes research and management protocols re-
11 lating to the Great Lakes ecosystem;

12 “(E) advise and cooperate in—

13 “(i) improving the compatible integra-
14 tion of multimedia data concerning the
15 Great Lakes ecosystem; and

16 “(ii) any effort to establish a com-
17 prehensive multimedia data base for the
18 Great Lakes ecosystem; and

19 “(F) ensure that the results, findings, and
20 information regarding Great Lakes research
21 programs conducted or sponsored by the Fed-
22 eral Government are disseminated in a timely
23 manner, and in useful forms, to interested per-
24 sons, using to the maximum extent practicable
25 mechanisms in existence on the date of the dis-

1 semination, such as the Great Lakes Research
2 Inventory prepared by the International Joint
3 Commission.

4 “(3) MEMBERSHIP.—

5 “(A) IN GENERAL.—The Council shall con-
6 sist of 1 research manager with extensive
7 knowledge of, and scientific expertise and expe-
8 rience in, the Great Lakes ecosystem from each
9 of the following agencies and instrumentalities:

10 “(i) The Agency.

11 “(ii) The National Oceanic and At-
12 mospheric Administration.

13 “(iii) The National Biological Service.

14 “(iv) The United States Fish and
15 Wildlife Service.

16 “(v) Any other Federal agency or in-
17 strumentality that expends \$1,000,000 or
18 more for a fiscal year on Great Lakes re-
19 search.

20 “(vi) Any other Federal agency or in-
21 strumentality that a majority of the Coun-
22 cil membership determines should be rep-
23 resented on the Council.

24 “(B) NONVOTING MEMBERS.—At the re-
25 quest of a majority of the Council membership,

1 any person who is a representative of a Federal
2 agency or instrumentality not described in sub-
3 paragraph (A) or any person who is not a Fed-
4 eral employee may serve as a nonvoting member
5 of the Council.

6 “(4) CHAIRPERSON.—The chairperson of the
7 Council shall be a member of the Council from an
8 agency specified in clause (i), (ii), or (iii) of para-
9 graph (3)(A) who is elected by a majority vote of the
10 members of the Council. The chairperson shall serve
11 as chairperson for a period of 2 years. A member of
12 the Council may not serve as chairperson for more
13 than 2 consecutive terms.

14 “(5) EXPENSES.—While performing official du-
15 ties as a member of the Council, a member shall be
16 allowed travel or transportation expenses under sec-
17 tion 5703 of title 5, United States Code.

18 “(6) INTERAGENCY COOPERATION.—The head
19 of each Federal agency or instrumentality that is
20 represented on the Council—

21 “(A) shall cooperate with the Council in
22 implementing the recommendations developed
23 under paragraph (2);

24 “(B) may, on written request of the chair-
25 person of the Council, make available, on a re-

1 imbursable basis or otherwise, such personnel,
2 services, or facilities as may be necessary to as-
3 sist the Council in carrying out the duties of
4 the Council under this section; and

5 “(C) shall, on written request from the
6 chairperson, furnish data or information nec-
7 essary to carry out the duties of the Council
8 under this section.

9 “(7) INTERNATIONAL COOPERATION.—The
10 Council shall cooperate, to the maximum extent
11 practicable, with the research coordination efforts of
12 the Council of Great Lakes Research Managers of
13 the International Joint Commission.

14 “(8) REIMBURSEMENT FOR REQUESTED ACTIVI-
15 TIES.—Each Federal agency or instrumentality rep-
16 resented on the Council may reimburse another Fed-
17 eral agency or instrumentality or a non-Federal en-
18 tity for costs associated with activities authorized
19 under this subsection that are carried out by the
20 other agency, instrumentality, or entity at the re-
21 quest of the Council.

22 “(9) FEDERAL ADVISORY COMMITTEE ACT.—
23 The Federal Advisory Committee Act (5 U.S.C.
24 App.) shall not apply to the Council.

1 “(10) EFFECT ON OTHER LAW.—Nothing in
2 this subsection affects the authority of any Federal
3 agency or instrumentality, under any law, to under-
4 take Great Lakes research activities.”;

5 (3) in subsection (e)—

6 (A) in paragraph (1), by striking “the Pro-
7 gram Office and the Research Office shall pre-
8 pare a joint research plan” and inserting “the
9 Program Office, in consultation with the Coun-
10 cil, shall prepare a research plan”; and

11 (B) in paragraph (3)(A), by striking “the
12 Research Office, the Agency for Toxic Sub-
13 stances and Disease Registry, and Great Lakes
14 States” and inserting “the Council, the Agency
15 for Toxic Substances and Disease Registry, and
16 Great Lakes States,”; and

17 (4) in subsection (h)—

18 (A) in paragraph (1), by adding “and” at
19 the end;

20 (B) in paragraph (2), by striking “; and”
21 and inserting a period; and

22 (C) by striking paragraph (3).

23 (b) CONFORMING AMENDMENT.—The second sen-
24 tence of section 403(a) of the Marine Protection, Re-
25 search, and Sanctuaries Act of 1972 (16 U.S.C. 1447b(a))

1 is amended by striking “Great Lakes Research Office au-
2 thorized under” and inserting “Great Lakes Research
3 Council established by”.

